

111TH CONGRESS
1ST SESSION

H. R. 4079

To amend title 38, United States Code, to temporarily remove the requirement for employers to increase wages for veterans enrolled in on-the-job training programs.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 16, 2009

Mr. PERRIELLO introduced the following bill; which was referred to the
Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to temporarily remove the requirement for employers to increase wages for veterans enrolled in on-the-job training programs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REMOVING REQUIREMENT FOR EMPLOYERS**
4 **TO INCREASE WAGES FOR VETERANS EN-**
5 **ROLLED IN ON-THE-JOB TRAINING PRO-**
6 **GRAMS.**

7 (a) IN GENERAL.—

1 (1) REMOVING REQUIREMENT.—Subsection (b)
2 of section 3677 of title 38, United States Code, is
3 amended to read as follows:

4 “(b)(1) The training establishment offering training
5 which is desired to be approved for the purposes of this
6 chapter must submit to the appropriate State approving
7 agency a written application for approval which, in addi-
8 tion to furnishing such information as is required by the
9 State approving agency, contains a certification that—

10 “(A) the wages to be paid the eligible veteran
11 or person upon entrance into training, are not less
12 than wages paid nonveterans in the same training
13 position and are at least 50 per centum of the wages
14 paid for the job for which the veteran or person is
15 to be trained; and

16 “(B) there is reasonable certainty that the job
17 for which the eligible veteran or person is to be
18 trained will be available to the veteran or person at
19 the end of the training period.

20 “(2) The requirement for certification under para-
21 graph (1) shall not apply to training described in section
22 3452(e)(2) of this title.”.

23 (2) EFFECTIVE DATE.—The amendment made
24 by paragraph (1) shall take effect on October 1,
25 2010, and shall apply to a veteran who enrolls in a

1 program of training on the job approved under sec-
2 tion 3677 of title 38, United States Code, on or
3 after such date.

4 (3) SUNSET.—Effective October 1, 2015, sub-
5 section (b) of such section, as amended by para-
6 graph (1) of this section, is amended to read as fol-
7 lows:

8 “(b)(1) The training establishment offering training
9 which is desired to be approved for the purposes of this
10 chapter must submit to the appropriate State approving
11 agency a written application for approval which, in addi-
12 tion to furnishing such information as is required by the
13 State approving agency, contains a certification that—

14 “(A) the wages to be paid the eligible veteran
15 or person (i) upon entrance into training, are not
16 less than wages paid nonveterans in the same train-
17 ing position and are at least 50 per centum of the
18 wages paid for the job for which the veteran or per-
19 son is to be trained, and (ii) such wages will be in-
20 creased in regular periodic increments until, not
21 later than the last full month of the training period,
22 they will be at least 85 per centum of the wages paid
23 for the job for which such eligible veteran or person
24 is being trained; and

1 “(B) there is reasonable certainty that the job
2 for which the eligible veteran or person is to be
3 trained will be available to the veteran or person at
4 the end of the training period.

5 “(2) The requirement under paragraph (1)(A)(ii)
6 shall not apply with respect to a training establishment
7 operated by the United States or by a State or local gov-
8 ernment.

9 “(3) The requirement for certification under para-
10 graph (1) shall not apply to training described in section
11 3452(e)(2) of this title.”.

12 (b) REPORT.—Not later than June 1, 2015, the Sec-
13 retary of Veterans Affairs shall submit to the Committee
14 on Veterans’ Affairs of the House of Representatives and
15 the Committee on Veterans’ Affairs of the Senate a report
16 on the effects of removing the requirement for a private
17 employer to provide wage increases to veterans enrolled
18 in a program of training on the job approved under section
19 3677 of title 38, United States Code.

○